IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MRS. JUSTICE K.HEMA

WEDNESDAY, THE 27TH JUNE 2007 / 6TH ASHADHA 1929

WP(C).No. 7472 of 2007(M)

PETITIONERS:
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1. ALL KERALA FEDERATION OF PETROLEUM TRADERS, OFF: PROVIDENCE ROAD, ERNAKULAM, KOCHI-18, REPRESENTED BY ITS VICE PRESIDENT.

2. M/S.K.RAJEEV AND COMPANY, HPC DEALERS, NEENDAKARA P.O., KOLLAM, REPRESENTED BY ITS MANAGING DIRECTOR.

3. PRIMA FUELS, HPC DEALERS, MATTANCHERY HALT, MALSYAPURI, WILLINGTON ISLAND, KOCHI-29.

BY ADV. SRI.K.JAJU BABU
SMT.M.U.VIJAYALAKSHMI
SRI.BRIJESH MOHAN

RESPONDENTS:
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1. HINDUSTAN PETROLEUM CORPORATION LTD., REPRESENTED BY ITS SENIOR REGIONAL MANAGER, KOCHI REGIONAL OFFICE, TATAPURAM, KOCHI-18.

2. THE MANAGER,(INSTALLATION) HINDUSTAN PETROLEUM CORPORATION LTD., POST BOX NO.7, IRUMBANAM TERMINAL, IRUMBANAM P.O., KOCHI-682 309.

3. THE DIRECTOR GENERAL OF POLICE, POLICE HEAD QUARTERS, TRIVANDRUM.

4. THE DEPUTY INSPECTOR GENERAL OF POLICE, ERNAKULAM RANGE, ERNAKULAM.

5. THE COMMISSIONER OF POLICE, KOCHI CITY, ERNAKULAM.

6. THE CIRCLE INSPECTOR OF POLICE, THRIPUNITHURA POLICE STATION, THRIPUNITHURA.

7.KERALA STATE TANKER LORRY WORKERS
UNION (CITU), REGISTER NO.7/21/88, HPC MEGHALA
COMMITTEE, IRUMBANAM P.O., KOCHI-682 309,
REPRESENTED BY ITS SECRETARY.

R7 BY ADV. SRI.S.NIRMAL KUMAR
R1 & R2BY ADV. SRI.A.M.SHAFFIQUE
SRI.E.K.NANDAKUMAR
SRI.A.K.JAYASANKAR NAMBIAR
SRI.ANIL D. NAIR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/06/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS' EXTS:

EXT.P1 COPY OF THE JUDGMENT DTD. 19/1/2006 IN W.P.(C). NO.36615/2005 OF THIS COURT.

EXT.P2 COPY OF THE JUDGMENT DTD. 10/10/2006 IN W.P.(C). No.11595/2006 OF THIS COURT.

EXT.P3 COPY OF THE REQUEST DTD. 27/2/2007 SUBMITTED BY 7TH RESPONDENT BEFORE THE IST RESPONDENT.

EXT.P4 COPY OF THE REPRESENTATION DATED 30/3/2007 SUBMITTED BY THE IST PETITIONER BEFORE RESPONDENTS 3 TO 6.

P.R.RAMAN & K.HEMA, JJ.

W.P.(C).NO.7472 OF 2007

Dated this the 27th day of June, 2007

JUDGMENT

Raman,J.

Interim direction as prayed for was granted for a period of three months as per order dated 6/3/2007, which was subsequently extended by two months as per order dated 23/3/2007. Though the period of interim direction has expired, it is submitted that police is acting on the basis of the interim order and extending the protection.

2. In the light of the averments made in the writ petition supported by an affidavit and after going through the counter affidavit filed on behalf of respondents 1 and 2, the fact remains that the petitioners are entitled to the protection as sought for. The 7th respondent, though served with notice, has not chosen to file any counter affidavit. In the circumstances, the interim order is made absolute.

Writ Petition is closed.

P.R.RAMAN,
Judge.

K.HEMA,
Judge.

kcv.